

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

NICHOLAS ALSTON, <i>et al.</i> ,	:	
Plaintiffs,	:	
v.	:	Case No. 3:18-cv-247
PHIL PLUMMER,	:	JUDGE WALTER H. RICE
Defendant.	:	

DECISION AND ENTRY SUSTAINING PLAINTIFFS' UNOPPOSED
MOTION IN LIMINE TO ADMIT THE REPORT OF CGL COMPANIES
AS AN EXCEPTION TO THE HEARSAY RULE PURSUANT TO
FEDERAL RULE OF EVIDENCE 803(8)(A)(iii) (DOC. #40)

As discussed during the conference call held on November 26, 2018, the Court SUSTAINS Plaintiffs' Motion in Limine to Admit the Report of CGL Companies as an Exception to the Hearsay Rule Pursuant to Fed. R. Evid. 803(8)(A)(iii), the public records exception. Doc. #40.

During the conference call, counsel for Defendant stipulated to the authenticity of this Report and indicated that she had no objections to Plaintiffs' use of the Report at the Preliminary Injunction Hearing. She did, however, reserve the right to object with respect to its relevancy. In addition, she noted that Defendant did not stipulate to the authenticity or admissibility of the slides and email messages related to the Report. This was to be the subject of further

discussions between counsel and will be revisited during the conference call
scheduled for 4:00 p.m. on November 29, 2018.

Date: November 28, 2018

A handwritten signature in black ink, appearing to read "W. H. Rice", written over a horizontal line.

WALTER H. RICE
UNITED STATES DISTRICT JUDGE